

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA,) CRIMINAL NO. 04-10372-WGY
)
v.) 21 U.S.C. § 846 –
1. JESS SICILIANO,) Conspiracy to Distribute and to Possess with
2. MICHAEL ARCO and) Intent to Distribute Oxycodone
3. GEORGE KANDIRAKIS)
) 21 U.S.C. § 853 –
Defendants.) Criminal Forfeiture
)

SUPERSEDING INDICTMENT

COUNT ONE: (21 U.S.C. § 846 – Conspiracy to Distribute Oxycodone)

The Grand Jury charges that:

From a time unknown to the Grand Jury, but at least by in or about June 2003 and continuing thereafter until in or about December 2004, at Boston and elsewhere in the District of Massachusetts and elsewhere,

**1. JESS SICILIANO,
2. MICHAEL ARCO, and
3. GEORGE KANDIRAKIS**

the defendants herein, did knowingly and intentionally combine, conspire, confederate and agree with other persons known and unknown to the Grand Jury to possess with intent to distribute and to distribute oxycodone, a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

All in violation of Title 21, United States Code, Section 846.

FORFEITURE ALLEGATION
(21 U.S.C. § 853)

The Grand Jury further charges that:

1. As a result of the offense alleged in this Superseding Indictment,

**JESS SICILIANO,
MICHAEL ARCO, and
GEORGE KANDIRAKIS**

defendants herein, shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendant obtained, directly or indirectly, as a result of such offenses; and/or any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, any such violations.


2. If any of the property described in paragraph 1, above, as a result of any act or omission of the defendants –

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendants up to the value of the property described in paragraph 1.

All in violation of Title 21, United States Code, Section 853.

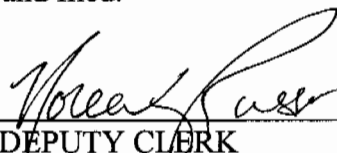
A TRUE BILL


FOREPERSON OF THE GRAND JURY


NANCY RUE
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; Sept 1, 2005.

Returned into the District Court by the Grand Jurors and filed.


DEPUTY CLERK
at 1:40 P.M.
9/1/05

JS 45 (5/97) - (Revised USAO MA 1/15/04)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: Massachusetts Category No. II Investigating Agency DEACity Boston Related Case Information:County Suffolk Superseding Ind./ Inf. ☒ Case No. 04-10372 WGY
Same Defendant _____ New Defendant _____
Magistrate Judge Case Number 04-0499; 527; 528; 530-RBC
Search Warrant Case Number _____
R 20/R 40 from District of _____**Defendant Information:**Defendant Name Jess Siciliano Juvenile ☐ Yes ☒ No

Alias Name _____

Address _____

Birth date (Year only): 1976 SSN (last 4 #): 2587 Sex m Race: w Nationality: USADefense Counsel if known: James McCull Address: 4 Longfellow Pl # 3703
Boston 02114

Bar Number: _____

U.S. Attorney Information:AUSA Nancy Rue Bar Number if applicable _____Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: ☐ Yes ☒ No☐ Warrant Requested ☒ Regular Process ☐ In Custody**Location Status:**

Arrest Date: _____

☐ Already in Federal Custody as _____ in _____☐ Already in State Custody ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by Hon R. COLLINGS on 12/16/04Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

☐ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 9/1/05 Signature of AUSA: [Signature]

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Jess Siciliano

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>841(a)(1) & 846</u>	<u>conspiracy to distribute oxycodone</u>	_____
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION:

U.S. District Court - District of Massachusetts

R 20/R 40 from District of _____

Total # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony

Date: 9/1/05 Signature of AUSA:

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant Michael Arco

U.S.C. Citations

Index Key/CodeDescription of Offense ChargedCount Numbers

Set 1	<u>841(a)(1) & 846</u>	<u>conspiracy to distribute oxycodone</u>	
Set 2			
Set 3			
Set 4			
Set 5			
Set 6			
Set 7			
Set 8			
Set 9			
Set			
Set			
Set			
Set			
Set			
Set			

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Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: Massachusetts Category No. II Investigating Agency DEACity Boston Related Case Information:County Suffolk Superseding Ind./ Inf. X Case No. 04-10372-WGY
Same Defendant _____ New Defendant x
Magistrate Judge Case Number 04-0499; 527; 528; 530-RBC
Search Warrant Case Number _____
R 20/R 40 from District of _____**Defendant Information:**Defendant Name George Kandirakis Juvenile ☐ Yes ☒ No

Alias Name _____

Address _____

Birth date (Year only): 1980 SSN (last 4 #): 6423 Sex m Race: w Nationality: USADefense Counsel if known: Rosemary Scagicchio Address: 4 Longfellow Pl. # 3703
Boston 02119

Bar Number: _____

U.S. Attorney Information:AUSA Nancy Rue Bar Number if applicable _____Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: ☒ Yes ☐ No☒ Warrant Requested ☐ Regular Process ☐ In Custody**Location Status:**

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Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 9/1/05 Signature of AUSA: [Signature]

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant George Kandirakis

U.S.C. Citations

Index Key/CodeDescription of Offense ChargedCount Numbers

Set 1	<u>841(a)(1) & 846</u>	<u>conspiracy to distribute oxycodone</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: